GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS & T Department – Allegation of corruption against Sri Shaik Gani Basha, Divisional Manager, APFDC Ltd., Nellore – Trapped by the ACB on 21.08.2013 - Prosecution – Charge-sheet filed – Accused Officer acquitted by the Hon'ble Court of the Special Judge for trial of ACB Cases, Nellore in CC.No.23/2017 – Further action dropped - Orders –Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.IV) DEPARTMENT

G.O.RT.No. 27 Dated: 21-02-2019.

Read the following:

1. From the DG, ACB, Lr.Rc.No.249/RCT-NNL/2013, dated 28.03.2014.
2. G.O.Ms.No.49, EFS&T (Sec.IV) Department, dt.19.06.2015.
3. From the DG, ACB, A.P., Vijayawada, Lr.Rc.No.249/RCT-NNL/2013, dated.10.10.2018 and 26.12.2018.
4. From VC & MD, APFDC Ltd., Lr.Ref.No.PD/5068/Gani Basha/2013/1384, dated 29.10.2018.
5. Govt.Memo.No.7755/For.IV/A1/2013, EFS&T (Sec.IV) Dept., dt.31.01.2019.

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ORDER:

In the reference 1st read above, the Director General, Anti-Corruption Bureau has furnished final report and recommended to prosecute the Accused Officer Sri Shaik Gani Basha, Divisional Manager, Andhra Pradesh Forest Development Corporation Limited, Nellore in a court of law for demanding and accepting the bribe from the complainant on 21.08.2013. In the reference 2nd read above, sanction was accorded to prosecute the said Accused Officer in a court of law.

2. In the reference 3rd read above, the Director General, Anti-Corruption Bureau has informed that the Accused Officer Sri Shaik Gani Basha, Divisional Manager, APFDC Ltd., Nellore was acquitted by the Hon'ble Special Judge for SPE & ACB Cases, Nellore in CC No.23/2017 on 27.08.2018. He has requested to permit the Bureau to prefer an appeal in the Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and for the State of Andhra Pradesh against the acquittal judgment of the trail court.

3. In the reference 5th read above, the Director General, Anti-Corruption Bureau was informed that the Government have decided not to prefer an appeal in the Hon'ble High Court of A.P. against the Trial Court judgment delivered in C.C.No.23/2017, dt.27.08.2018, acquitting Sri Shaik Gani Basha, Divisional Manager, APFDC Ltd., Nellore.

4. In the reference 4th read above, the Vice Chairman & Managing Director, Andhra Pradesh Forest Development Corporation Ltd., while enclosing the representation of Sri Shaik Gani Basha, Divisional Manager, APFDC Ltd., Nellore for regularizing the suspension period from 21.08.2013 to 29.11.2015 treating as on duty with all consequential benefits as per rules in vogue, as he was acquitted by the Hon'ble ACB Court, Nellore, has requested to pass orders on the judgment passed by the Hon'ble ACB Court, Nellore.

5. After careful examination of the entire matter, Government have decided to drop further action against Sri Shaik Gani Basha, Divisional Manager, APFDC Ltd., Nellore, since the Trail Court has held that the prosecution failed to prove its case beyond all reasonable doubts.

6. Accordingly, Government hereby order to drop further action in the matter against Sri Shaik Gani Basha, Divisional Manager, Andhra Pradesh Forest Development Corporation Ltd, Nellore in the Trap case registered in CC No.23/2017

in CR No.20/RCT-NLR/2013 by the ACB, as he was acquitted by the Hon'ble ACB Court, Nellore.

7. The Vice Chairman & Managing Director, A.P. Forest Development Corporation Ltd., Guntur shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Vice Chairman & Managing Director, A.P. Forest Development
Corporation Ltd., Guntur.
The individual(through the VC & MD, APFDC, Guntur)
Copy to:
The Director General, Anti-Corruption Bureau, A.P., Vijayawada.
S/f, S/c.

//FORWARDED :: BY ORDER//

SECTION OFFICER